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CENTRAL FAX CENTER

OCT 04 2004

Attorney's Docket 098501-0305998  
Client Reference: 960018PH/DE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:  
PHILIPPE BOUCHARD ET AL.

Confirmation No: 7252

Application No.: 10/661,780

Group Art Unit: 1614

Filed: September 15, 2003

Examiner: TBD

Title: LHRH-ANTAGONISTS IN THE TREATMENT OF FERTILITY DISORDERS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION  
UNDER 37 C.F.R. §1.8**

I hereby certify that the following papers, consisting of six pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9306 on the date shown below:

Fee Transmittal  
Response to Notice of Incomplete Reply (Nonprovisional) and  
Petition for Extension of Time  
COPY of Notice

PILLSBURY WINTHROP LLP



THOMAS A. CAWLEY, JR. PH.D.  
Reg. No. 40944

Date: October 4, 2004  
P.O. Box 10500  
McLean, VA 22102  
Telephone: (703) 905-2000  
Facsimile: (703) 905-2500

(Certification of Facsimile Transmission—page 1)

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE


Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004		Complete if Known	
Effective 10/01/2003. Patent fees are subject to annual revision.		Application Number	10/661,780
		Filing Date	September 15, 2003
		First Named Inventor	PHILIPPE BOUCHARD
		Examiner Name	TBD
		Art Unit	1614
		Attorney Docket No.	098501-0305998
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT (\$)		1,000.00	

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																																																																																					
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account:		3. ADDITIONAL FEES																																																																																																																																																																																					
Deposit Account Number: 033975 Deposit Account Name: PILLSBURY WINTHROP LLP		<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oam</td> <td>130.00</td> </tr> <tr> <td>1052</td> <td>60</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920</td> <td>1804</td> <td>920</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1,840</td> <td>1805</td> <td>1,840</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1263</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> <td>870.00</td> </tr> <tr> <td>1254</td> <td>1,480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2,010</td> <td>2255</td> <td>1,005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>165</td> <td>Filing brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>280</td> <td>2403</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>1451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - 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late filing fee or oam	130.00	1052	60	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for ex parte reexamination		1804	920	1804	920	Requesting publication of SIR prior to Examiner action		1805	1,840	1805	1,840	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	420	2252	210	Extension for reply within second month		1263	950	2253	475	Extension for reply within third month	870.00	1254	1,480	2254	740	Extension for reply within fourth month		1255	2,010	2255	1,005	Extension for reply within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing brief in support of an appeal		1403	280	2403	145	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1,330	2453	665	Petition to revive - unintentional		1501	1,330	2501	665	Utility issue fee (or reissue)		1502	480	2502	240	Design issue fee		1503	640	2503	320	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		1806	180	1806	180	Submission of Information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))		1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))		1801	770	2801	385	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	
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Other fee (specify): _____ *Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$) 1,000.00																																																																																																																																																																																					

SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Thomas A. Cawley, Jr. Ph.D.	Registration No. (Attorney/Agent)	40944
Signature		Telephone	(703) 905-2144
		Date	October 4, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of

BOUCHARD *ET AL.*

Group Art Unit: 1614

**RECEIVED  
CENTRAL FAX CENTER**

Application Serial No.: 10/661,780

Examiner: TBD

**OCT 04 2004**

Filed: September 15, 2003

Title: LHRH-ANTAGONISTS IN THE TREATMENT OF FERTILITY DISORDERS

**RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL) AND  
PETITION FOR EXTENSION OF TIME**

Mail Stop Missings Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the notice of incomplete reply (nonprovisional) mailed September 16, 2004, the applicants respectfully submit the following:

The response to the notice to file missing parts of nonprovisional application mailed May 26, 2004 was timely submitted to the USPTO on August 26, 2004 with the following documents: fee transmittal; response with COPY of notice; one sheet of drawing; the requisite fee of \$898.00. This fee included a one-month extension of time fee, but did not include the \$130.00 fee for late filing of the filing fee (declaration provided when application was filed; see copy of stamped receipt attached hereto). This requisite fee of \$130.00 is hereby authorized by the attached fee transmittal.

The applicants request a petition for an extension of time to file in the third month. See attached fee transmittal in order to charge \$1,000.00 (\$110.00 previously paid).

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

Thomas A. Cawley, Jr., Ph.D.

Registration No.: 40,944

Direct Telephone No.: 703-905-2144

October 4, 2004  
TAC/PAJ/wks  
P.O. Box - 10500  
McLean, VA 22102

General Telephone No.: 703-905-2000  
General Facsimile No.: 703-905-2500  
30475336v1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/661.780	09/15/2003	Philippe Bouchard	098501-0305998

00909  
PILLSBURY WINTHROP, LLP  
P.O. BOX 10500  
MCLEAN, VA 22102

CONFIRMATION NO. 7252

## FORMALITIES LETTER



\*OC000000013819735\*

Date Mailed: 09/16/2004

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 08/26/2004 to the Notice to File Missing Parts (Notice) mailed 05/26/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 was not received.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**COPY**

PAT-103 5/02 PTO RECEIPT FOR INDICATED ITEMS  
 Appl. No: NEW CONTINUATION APPLICATION  
 Inventor(s): BOUCHARD et al.  
 Title: LHRH-ANTAGONISTS IN THE TREATMENT

Atty TAC  
 Date 09/15/03  
 C# 98501  
 M# 305998

## ENCLOSED:

☐ Amendment ☐ Appendix ☐ Cover sheet

# 1 No. of Pages Abstract# 15 No. of Pages Spec and Claims# 21 No. of numbered Claims only☒ Declaration (2 #pgs)☐ Assignment ☐ Cover Sheet#     No. of Priority Documents# 1 No. Sheets Drawings (Fig(s) 1 to 1) ☒ 1 set Formal☐ IDS Letter ☐ cited Appl(s) ☐ Foreign sch rept/OA☐ PTO-1449 ☐ cited docs.\$ 0.00 To be charged to Dep. Acct. No. 03-3975

Other:

CURRENT DUE DATE: September 15, 2003

PAT-103 5/02 PTO RECEIPT FOR INDICATED ITEMS  
 Appl. No: NEW CONTINUATION APPLICATION  
 Inventor(s): BOUCHARD et al.  
 Title: LHRH-ANTAGONISTS IN THE TREATMENT

Atty TAC  
 Date 09/15/03  
 C# 98501  
 M# 305998

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